

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

v.

MICHAEL A. CLAUFF,

Defendant.

)
)
)
)
)
)
)
)
)
)

4:11CR3124

MEMORANDUM AND ORDER

The defendant has moved to continue the trial currently set for February 6, 2012. (Filing No. 22.) As explained in the defendant's motion, the parties are currently engaged in settlement negotiations and additional time may result in a resolution of this matter. The government does not oppose the requested continuance. The court finds the motion should be granted. Accordingly,

IT IS ORDERED:

- 1) Defendant's motion to continue, (filing no. 22), is granted.
- 2) The trial of this case is set to commence before the Honorable Richard G. Kopf at 9:00 a.m. on March 12, 2012, or as soon thereafter as the case may be called, for a duration of three (3) trial days, in Courtroom 1, United States Courthouse, Lincoln, Nebraska. Jury selection will be held at commencement of trial.
- 3) Based upon the showing set forth in the defendant's motion, the Court further finds that the ends of justice will be served by continuing the trial; and that the purposes served by continuing the trial date in this case outweigh the interest of the defendant and the public in a speedy trial. Accordingly, the time between today's date and March 12, 2012 shall be excluded for speedy trial calculation purposes. 18 U.S.C. § 3161(h)(7)(A).

January 26, 2012.

BY THE COURT:

s/ Cheryl R. Zwart

United States Magistrate Judge